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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 RYAN PATRICK WALTER,
12 Plaintiff,

13 v.

14 COURT CLERK, CITY OF
15 BARTLESVILLE, OKLAHOMA, et al.,
16 Defendants.

No. 2:21-cv-01985 KJM AC PS

ORDER

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18 Plaintiff, who is proceeding in pro se, has filed an application to proceed in forma
19 pauperis pursuant to 28 U.S.C. § 1915. ECF No. 2.

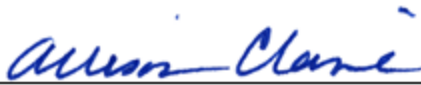
20 The federal venue statute provides that a civil action “may be brought in (1) a judicial
21 district in which any defendant resides, if all defendants are residents of the State in which the
22 district is located, (2) a judicial district in which a substantial part of the events or omissions
23 giving rise to the claim occurred, or a substantial part of property that is the subject of the action
24 is situated, or (3) if there is no district in which an action may otherwise be brought as provided in
25 this action, any judicial district in which any defendant is subject to the court’s personal
26 jurisdiction with respect to such action.” 28 U.S.C. § 1391(b).

27 In this case, although the complaint is difficult to decipher, it is apparent that all or most
28 of the defendants are residents of Washington County, Oklahoma, and the claims arose there.

1 ECF No. 1 at 7-8. Washington County is in the Northern District of Oklahoma. Therefore,
2 plaintiff's case should have been filed in the United States District Court for the Northern District
3 of Oklahoma. In the interest of justice, a federal court may transfer a complaint filed in the
4 wrong district to the correct district. See 28 U.S.C. § 1406(a); Starnes v. McGuire, 512 F.2d 918,
5 932 (D.C. Cir. 1974).

6 Accordingly, IT IS HEREBY ORDERED that this matter is transferred to the United
7 States District Court for the Northern District of Oklahoma.

8 DATED: November 9, 2021

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10 ALLISON CLAIRE
11 UNITED STATES MAGISTRATE JUDGE
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